

FORMALITIES LETTER



OC000000005311636

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark OfficeAddress: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/591,432	06/09/2000	Miller Baird McDonald JR.	22727/04060

Sean T Moorhead
Calfee Halter & Griswold LLP
1400 McDonald Investment Center
800 Superior Ave
Cleveland, OH 44114



Date Mailed: 08/10/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$180.
■ \$180 for 10 total claims over 20.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1000.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

11/02/2000 HVDNG61 00000033 09591432

01 FC:201	355.00 OP
02 FC:205	65.00 OP
03 FC:203	90.00 OP

RECEIVED

AUG 14 2000

T.L.B. IP. Dept.

secretor
AC

Certificate of Mailing

I hereby certify that this document is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner of Patents, Box Missing Parts, Washington, D.C. 20231, on this 30th day of October, 2000.

Typed or Printed Name of Person Signing this Certificate:

Wendy A. Frick

Signed:

Wendy A. Frick



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

McDonald, et al.

Serial No.: 09/591,432

Filed: June 9, 2000

For: **SYSTEM AND METHOD FOR
AUTOMATICALLY DETERMINING
SEED VIGOR INDEX FROM
SEEDLINGS WITH AUTOMATIC
SEPARATION OF OVERLAPPED
SEEDLINGS**

Examiner: Not yet assigned

Group Art Unit: 1638

Attorney Docket No.: 22727/04060

Assistant Commissioner for Patents

Box Missing Parts

Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Dear Sir:

In response to the Notice to File Missing Parts dated August 10, 2000, applicants respectfully submit the enclosed executed 37 CFR 1.127 Verified Statement Claiming Small Entity Status, an executed Declaration and Power of Attorney. A check for \$656.00 is enclosed to cover the basic filing fee, appropriate surcharge and one month extension fee. A copy of the Notice to File Missing Parts received from the Patent Office is also enclosed.

If additional fees are required please charge them to our Deposit Account No. 03-0172. Please credit any overpayment to same Deposit Account. A duplicate of this paper is attached.

Respectfully submitted,

Date: 10/30/2000

Sean T. Moorhead

Sean T. Moorhead, Reg. No. 38,564
Calfee, Halter & Griswold LLP
1400 McDonald Investment Center
800 Superior Avenue
Cleveland, Ohio 44114-2688
(216) 622-8844